

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair Jason Priest, on February 21, 2011 at 3:00 PM, in Room 317-C
Capitol

ROLL CALL

Members Present:

Sen. Jason Priest, Chair (R)
Sen. Mary Caferro (D)
Sen. Kim Gillan (D)
Sen. Rowlie Hutton (R)
Sen. Dave Lewis (R)
Sen. Kendall Van Dyk (D)

Members Excused: Sen. Jeff Essmann (R)
Sen. Terry Murphy, Vice Chair (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Liane Taylor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action on: SB 310; SB 362, SB 366, SB 370

EXECUTIVE ACTION ON SB 366

00:00:36 **Motion:** Sen. Hutton moved that **SB 366 DO PASS.**

00:01:16 **Motion:** Sen. Hutton moved that **SB 366 BE AMENDED.**

[**EXHIBIT**](#)(phs42a01)

[**EXHIBIT**](#)(phs42a02)

Discussion:

00:02:46 Sen. Caferro

00:05:02 Sen. Priest

00:05:12 Sen. Caferro

00:06:01 Sen. Lewis

00:06:14 Julianne Burkhardt, LSD

00:06:38 Sen. Lewis

00:06:48 **Vote:** Motion carries 6-2 by roll call vote with Sens. Gillan and Van Dyk voting no and Sen. Essmann and Murphy voting by proxy.

00:07:35 **Motion:** Sen. Lewis moved that **SB 366 BE AMENDED.**

Discussion:

00:08:30 Sen. Priest

00:08:34 Sen. Caferro

00:10:03 Sen. Priest

00:10:24 **Vote:** Motion carries 5-3 with Sens. Caferro, Gillan and Van Dyk voting no and Sens. Essmann and Murphy voting by proxy.

00:11:07 **Motion:** Sen. Hutton moves that **SB 366 DO PASS AS AMENDED.**

Discussion:

00:11:36 Sen. Gillan

00:12:01 Sen. Caferro

00:14:48 Sen. Gillan

00:16:53 **Vote:** Motion carries 5-3 with Sens. Caferro, Gillan and Van Dyk voting no and Sens. Essmann and Murphy voting by proxy.

EXECUTIVE ACTION ON SB 362

00:18:12 **Motion:** Sen. Hutton moved that **SB 362 DO PASS.**

00:18:53 **Motion:** Sen. Van Dyk moved a conceptual amendment to strike lines 10 -12.

Discussion:

00:20:32 Sen. Gillan

00:20:45 Tanya Ask, New West Health Services, without objection from the committee.

00:21:11 Sen. Van Dyk

00:22:01 Sen. Priest

00:22:21 **Vote:** Motion failed 3-5 by roll call with Sens. Caferro, Gillan and Van Dyk voting aye and Sens. Caferro, Essmann and Van Dyk voting by proxy.

00:23:03 Sen. Van Dyk

00:23:34 **Vote:** Motion fails 4-4 with Sens. Murphy, Caferro, Gillan and Van Dyk voting aye and Sens. Murphy, Caferro and Essmann voting by proxy.

EXECUTIVE ACTION ON SB 370

00:25:13 **Motion:** Sen. Priest moved that **SB 370 DO PASS.**

Discussion:

00:25:23 Sen. Van Dyk

00:30:36 Sen. Priest

00:32:36 Sen. Gillan

00:38:38 Sen. Priest

00:39:18 **Vote:** Motion carried 5-3 by roll call vote with Sens. Caferro, Gillan and Van Dyk voting no and Sens. Caferro, Essmann and Murphy voting by proxy.

00:40:12 Committee in Recess

EXECUTIVE ACTION ON SB 310

00:52:50 **Motion:** Sen. Van Dyk moved that **SB 310 DO PASS.**

Discussion:

00:53:22 Sen. Lewis

00:54:03 Sen. Gillan

00:55:06 **Vote:** Motion failed 3-5 with Sens. Caferro, Gillan and Van Dyk voting aye and Sens. Caferro, Essmann and Murphy voting by proxy.

00:55:39 **Motion:** Sen. Gillan moved to reverse the vote and **TABLE SB 310**. Without objection, motion carried.

EXECUTIVE ACTION ON SB 362

01:00:06 **Motion:** Sen. Van Dyk moved to **TABLE SB 362**.

01:01:10 Sen. Van Dyk

01:01:15 Sen. Lewis

01:01:19 Sen. Gillan

01:01:53 Sen. Priest

01:02:16 Julianne Burkhardt, LSD

01:02:43 Sen. Priest

01:04:16 Julianne Burkhardt

01:04:25 Sen. Priest

01:05:08 Committee Recess

01:10:13 Julianne Burkhardt

01:10:56 Sen. Lewis

01:11:02 Sen. Gillan

01:12:48 **Vote:** Motion fails 3-5 with Sen. Caferro, Gillan and Van Dyk voting aye and Sens. Essmann, Caferro and Murphy voting by proxy.

ADJOURNMENT

01:13:56 Adjournment:

Liane Taylor, Secretary

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Additional Documents:

EXHIBIT([phs42aad.pdf](#))